

MINUTES

IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA, NORTHERN, DIVISION
Montgomery , Alabama

HON. WALLACE CAPEL, JR.

DATE COMMENCED: 1/16/07

DIGITAL RECORDING: 2:01 - 5:08

DATE COMPLETED: 1/16/07

USA

* 2:06cr214-MEF

vs

*

DANIEL L. PLATT

*

PLAINTIFF/GOVERNMENT

APPEARANCES:

DEFENDANT

*

Tommie Brown Hardwick

*

Susan Graham James

*

*

COURT OFFICIALS PRESENT:

Wanda A. Robinson, Courtroom Deputy

Monica Stump, Law Clerk

Jimmy Dickens, Court Reporter

PROCEEDINGS:

() JURY TRIAL

(x) OTHER PROCEEDINGS: SUPPRESSION HEARING

SEE MINUTES ATTACHED

LOG OF PROCEEDINGS ELECTRONICALLY RECORDED		
Description	2:06cr214-MEF: USA vs. Daniel L. Platt: Suppression Hearing	
Date	1/16/2007	Location
Time	Speaker	Note
2 :01:06 PM	Court	Convenes
2 :01:51 PM	Defense	Request to limit testimony of Daniel Platt
2 :04:06 PM	Government	Responds to Defense Request
2 :06:58 PM	Defense	Replies to Government's Response
2 :09:10 PM	Government	Further responds
2 :14:36 PM	Court	Questions defense as to the limit of testimony of defendant; Defense responds; COURT will limit testimony as to if he did something criminal; Will allow use of impeachment testimony; Not look at Hear Say objections as being realistic under limiting circumstances
2 :20:53 PM		Rule Invoked
2 :21:12 PM	Defense	Calls Witness Daniel L. Platt; Witness testifies
2 :36:41 PM	Government	Cross-Examines Witness
2 :51:05 PM	Defense	Re-Directs Witness
2 :53:11 PM		Witness Excused
2 :54:03 PM	Defense	Calls Witness Katina Platt; Witness testifies
2 :57:53 PM	Government	Cross-Examines Witness
3 :05:21 PM	Defense	Re-Directs Witness
3 :06:10 PM	Court	Questions Witness
3 :08:26 PM	Government	Further Questions Witness; Witness Excused
3 :09:49 PM	Government	Calls Witness Lt. Don Pugh; Witness testifies
3 :15:56 PM	Defense	Cross Examines Witness
3 :25:19 PM	Government	Re-Directs Witness
3 :26:35 PM		Witness Excused
3 :26:59 PM	Government	Calls Corporal Johnny Russell; Witness testifies
3 :29:36 PM		Government Exhibit 6 Admitted; testimony continues
3 :39:53 PM		Government Exhibits 1 and 2 Admitted; testimony continues
3 :46:52 PM		Government Exhibit 3 Admitted; testimony continues
3 :48:03 PM		Government Exhibit 4 Admitted; testimony continues
3 :49:17 PM		Government Exhibit 5 Admitted; testimony continues
3 :50:37 PM	Defense	Cross-Examines Witness
4 :07:46 PM	Government	Re-Directs Witness
4 :12:47 PM	Defense	No further questions
4 :12:54 PM	Court	Questions Witness
4 :18:57 PM	Government	Asks follow up questions
4 :20:16 PM		Break for 2 minutes
4 :25:01 PM	Court	Reconvenes; Questions counsel
4 :26:35 PM	Government	Makes stipulation that forensic can not give each deleted date of pornography
4 :32:16 PM	Defense	Makes Argument re: Scope of Search Warrant
4 :42:10 PM	Government	Responds to defense argument
4 :44:10 PM		Parties may supplement any law in 3 days as to Internet Forensic
4 :46:21 PM	Defense	Responds to Court's question as to admissibility of statement

4 :54:48 PM	Government	Responds to Court's questions as to lack of immediate medical care
5 :01:38 PM	Defense	Responds to Court's question as to 2nd statement to Corporal Johnny Russell
5 :08:15 PM		Court in Recess

IN THE UNITED STATES DISTRICT COURT FOR THE
MIDDLE DISTRICT OF ALABAMA, NORTHERN DIVISION

USA

*

*

VS.

*

2:06cr214-MEF

*

DANIEL L. PLATT

WITNESS LIST

PLAINTIFF/GOVERNMENT

DEFENDANT

Lt. Don Pugh

Daniel L. Platt

1. _____
2. Corporal Johnny Russell
3. _____
4. _____
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14. _____
15. _____
16. _____
17. _____

1. _____
2. Katina L. Platt
3. _____
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14. _____
15. _____
16. _____
17. _____

ALABAMA

GOVERNMENT'S EXHIBIT LIST

Case Number: 2:06cr214-MEF

PRESIDING JUDGE WALLACE CAPEL, JR.					GOVERNMENT'S ATTORNEY Tommie Brown Hardwick	DEFENDANT'S ATTORNEY Susan Graham James
TRIAL DATE (S) Suppression Hearing 1/16/07					COURT REPORTER Jimmy Dickens	COURTROOM DEPUTY Wanda A. Robinson
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES	
1		1/16/07	x	x	Miranda Rights for Platt	
2		1/16/07	x	x	Statement of Daniel Platt	
3		1/16/07	x	x	Application for Search Warrant; Attachment A (Property to be Seized); Aff in Support	
4		1/16/07	x	x	Search Warrant, Attachment A, Search Warrant Return & Inventory	
5		1/16/07	x	x	Evidence/Property Custody Document	
6		1/16/07	x	x	Miranda Warning (Signed and Dated 2/21/06 by Cpl Johnny Russell)	
					EXHIBIT IN SEPARATE ENVELOPE WITH COURT FILE	

* Include a notation as to the location of any exhibit not held with the case file or not available because of size.